



10/687267

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Phillips et al.
Publication No : US 2004/0129109
Publication Date: July 8, 2004
For : SWIVEL RETRACTOR
BLADE ASSEMBLY

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THIRD PARTY PRIOR ART SUBMISSION UNDER 37 C.F.R. § 1.99

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J. Robert Sanchez
PATENT ATTORNEY

Sir:

This is a submission for U.S. Patent Application Publication No. US 2004/0129109, published on July 8, 2004, having application Serial No. 10/687,267, filed on October 15, 2003, and claiming priority of U.S. Provisional Application Serial No. 60/418,774, filed on October 15, 2002.

Pursuant to 35 C.F.R. § 1.99, copies of the following prior art documents are submitted that are relevant to the pending application.

<u>PATENT NO.</u>	<u>ISSUE DATE</u>	<u>INVENTOR(S)</u>
497,064	05/1893	M.E. Van Meter
569,839	10/1896	J.T.R. Roeloffs
1,018,868	02/1912	J.T. Breneman
1,500,227	07/1924	J.T. Breneman
1,727,879	09/1929	C.E. Hodlick et al.
2,623,517	12/1952	I.O. Barlow et al.
2,670,732	03/1954	O.A. Nelson
3,965,890	06/1976	Gauthier
4,010,741	03/1977	Gauthier
4,143,652	03/1979	Meier et al.
4,421,108	12/1983	Cabrera et al.
4,616,635	10/1986	Caspar et al.

<u>PATENT NO.</u>	<u>ISSUE DATE</u>	<u>INVENTOR(S)</u>
4,813,401	03/1989	Grieshaber
4,971,038	11/1990	Farley
5,375,481	12/1994	Cabrera et al.
5,882,298	03/1999	Sharratt
5,902,233	05/1999	Farley et al.
5,931,777	08/1999	Sava
5,993,385	11/1999	Johnston et al.
6,042,540	03/2000	Johnston et al.
6,196,969	03/2001	Bester et al.
6,340,345	01/2002	Lees et al.
6,572,540	03/2003	Dobrovolny
6,602,190	08/2003	Dobrovolny
6,602,097	09/2003	Bookwalter et al.
6,663,562	12/2003	Chang
D420,130	02/2000	Nicholas et al.

Applicant also submits herewith PTO Form 2038 in the amount of \$180.00 to cover the fees set forth in § 1.17(p).

The Director is authorized to charge any fee deficiency required by this paper or credit any overpayment to Deposit Account No. 23-1123.

Respectfully submitted,

WESTMAN, CHAMPLIN & KELLY, P.A.

The PTO will receive the following
listed item(s) credit card

By: [Signature]

Z. Peter Sawicki, Reg. No. 30,214

Peter J. Ims, Reg. No. 48,774

Suite 1600 - International Centre

900 Second Avenue South

Minneapolis, Minnesota 55402-3319

Phone: (612) 334-3222 Fax: (612) 334-3312

ZPS:PJI:lah



CERTIFICATE OF SERVICE

I hereby certify that I am over 18 years of age, am an employee of Westman, Champlin & Kelly, P.A., and am not a party to this action, and that on **August 9, 2004**, a copy of the foregoing document:

I. THIRD PARTY PRIOR ART SUBMISSION UNDER 37 C.F.R. § 1.99

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I certify under penalty of perjury that the foregoing is true and correct. Executed on **August 9, 2004**.



Peter J. Ims